

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Norfolk Division**

SYMBOLOGY INNOVATIONS, LLC

Plaintiff,

v.

MARS, INCORPORATED

Defendant.

Civil Action No. 2:17-cv-00085-AWA-RJK

**DEFENDANT MARS, INCORPORATED'S MOTION TO DISMISS PLAINTIFF'S  
INDUCED INFRINGEMENT ALLEGATIONS AND TO STRIKE PLAINTIFF'S  
REQUEST FOR A FINDING OF WILLFUL INFRINGEMENT**

Pursuant to Federal Rule of Civil Procedure 12(b)(6), Defendant Mars, Incorporated ("Mars"), respectfully moves this Court to dismiss Plaintiff Symbology Innovations, LLC's ("Symbology") allegations of indirect infringement and to strike Symbology's request for a finding of willful infringement from the Complaint (Dkt. No. 1). The grounds for this motion are set forth in Mars' Memorandum in Support of Motion to Dismiss, which is filed herewith along with a Proposed Order.

Dated: April 6, 2017

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 6th day of April, 2017, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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